IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

WEDNESDAY, THE 23RD MAY 2007 / 2ND JYAISHTA 1929

WP(C).No. 12279 of 2004(J)

PETITIONER:

ROSY JOSE, AJITH NIVAS, THACHOTH HOUSE,
P.O.VELUTHUR, THRISSUR 680 016.

BY ADV. SRI.M.P.ASHOK KUMAR

RESPONDENTS:
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1. **THE UNION OF INDIA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, MINISTRY OF DEFENCE (PENSION), CENTRAL SECRETARIAT, NEW DELHI.**

2. **THE AIR FORCE RECORDS OFFICE, SUBROTO PARK, NEW DELHI-10**

3. **C.C.D.A. (PENSION), ALLAHABAD.**

BY ADV. SRI.S.PRASANTH, ADDL.CGSC
SRI.P.R.RADHAKRISHNAN, CGC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 23/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE SERVICE PARTICULARS CERTIFICATE LATE CPL.AJJI ISUED BY THE AIR FORCE RECORDS OFFICER, NEW DELHI.**

EXT.P2: **COPY OF THE ORDER DTD. 21/08/1996.**

EXT.P3: **COPY OF THE REPRESENTATION DTD. 11/05/1998.**

EXT.P4: **COPY OF THE ORDER DTD. 28/02/2004 ISSUED BY THE 2ND RESPONDENT.**

/TRUE COPY/

KSS

K.BALAKRISHNAN NAIR, J.

W.P.(C) NO. 12279 of 2004-J

Dated this the 23rd day of May, 2007

JUDGMENT

The petitioner has approached this Court, claiming family pension for the reason of the death of her son who was a member of the Air Force. During the pendency of the writ petition, family pension has been granted to her with effect from 1998. She claims pension from 1992. Without prejudice to the right of the petitioner to challenge the pension sanctioning order to the extent it was given effect only from 1998, the writ petition is closed.

K.BALAKRISHNAN NAIR,
JUDGE.

MS